

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL NOTE

HB 2281 – SB 2486

January 18, 2012

SUMMARY OF BILL: Prohibits a home improvement services provider from failing to refund amounts paid under a contract for home improvement services by returning a certified mail request from the residential owner, and indicating on such that the addressee is unknown if the provider failed to provide a correct or forwarding address to the United States Postal Service or the residential owner. Such a violation is punishable as theft. Adds as a violation of the Consumer Protection Act (CPA), a Class B misdemeanor, for failure of a provider to give the residential owner a current or forwarding address if the provider changes the physical address originally provided to the owner and any work to be completed under the contract is incomplete.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- According to the Department of Commerce and Insurance (TDCI), this bill will not affect the existing programs and policies of TDCI or the Tennessee Board for Licensing Contractors.
- Pursuant to Tenn. Code Ann. § 4-3-1011, all regulatory boards are required to be self-supporting over a two-year period. The Board had closing balances of \$2,074,844 in FY10-11 and \$1,581,060 in FY09-10.
- According to the District Attorney General's Conference, this bill will not result in an increase in prosecutions.
- According to the Department of Correction, this bill will not result in an increase in incarcerations.
- Therefore, the fiscal impact to state and local government is not significant.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "Lucian D. Geise".

Lucian D. Geise, Executive Director

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